

House Amendment 1098

PAG LIN

1 1 Amend House File 414 as follows:
1 2 #1. Page 29, by inserting before line 35 the
1 3 following:
1 4 <Sec. _____. IOWA PUBLIC EMPLOYEES' RETIREMENT
1 5 SYSTEM == TEMPORARY LAYOFFS == AVERAGE COVERED WAGE
1 6 RECALCULATION.
1 7 1. Notwithstanding any provision of chapter 97B to
1 8 the contrary, a member of the Iowa public employees'
1 9 retirement system who has an employer-mandated
1 10 reduction in hours but remains on the employer's
1 11 payroll, and who would receive a reduction in the
1 12 member's three-year average covered wage as a result
1 13 of the reduction in hours, may have the member's
1 14 retirement allowance calculated based on the
1 15 three-year average covered wage the member would have
1 16 received, based on reasonable assumptions, if the
1 17 member had not been subject to the employer-mandated
1 18 reduction in hours, upon payment by the member of the
1 19 applicable contribution amount. For purposes of this
1 20 section, the applicable contribution amount is an
1 21 amount equal to the employee and employer
1 22 contributions that would have been paid to the system
1 23 based on the wages that the member would have received
1 24 but for the employer-mandated reduction in hours and
1 25 would have been included in the member's three-year
1 26 average covered wage.
1 27 2. The payment of the applicable contribution
1 28 amount under this section shall be treated as pick-up
1 29 contributions in addition to amounts picked up under
1 30 section 97B.11A. The member must notify the Iowa
1 31 public employees' retirement system and the member's
1 32 employer prior to the member terminating employment
1 33 covered under the system so that the appropriate
1 34 calculations can be made and the applicable
1 35 contribution amount for the member can be deducted
1 36 from the member's wages. The Iowa public employees'
1 37 retirement system shall have no liability for a
1 38 member's failure to notify the system and the member's
1 39 employer in time to make such calculations and deduct
1 40 the applicable contribution amount from the member's
1 41 remaining wage payments.
1 42 3. This section shall apply to employer-mandated
1 43 reductions in hours during the period of time
1 44 beginning on or after January 1, 2009, and ending no
1 45 later than June 30, 2010. The system is authorized to
1 46 adopt such rules, including emergency rules, as it
1 47 deems necessary or prudent to implement this section.>
1 48 #2. By renumbering as necessary.
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2 2 _____
2 3 OLDSON of Polk
2 4 HF 414.203 83
2 5 jp/tm/12075